

Amendments to the Drawings:

The drawing sheets attached in connection with the above-identified application containing Figure(s) 17-20 are being presented as a new formal drawing sheets to be substituted for the previously submitted drawing sheets. The drawing Figures 17-20 have been amended. Appended to this amendment is an annotated copy of the previous drawing sheet which has been marked to show changes presented in the replacement sheet of the drawing.

The specific changes which have been made to Figures 17-20 are to include the legend "PRIOR ART".

REMARKS

Applicants respectfully request reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow.

In the specification, the title has been amended.

Claims 2, 4-6 and 8 are requested to be cancelled without prejudice or disclaimer.

Claims 1, 3, 9, 10 and 12 are currently being amended.

This amendment changes and deletes claims in this application. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claim(s) remain under examination in the application, is presented, with an appropriate defined status identifier.

After amending the claims as set forth above, claims 1, 3, 7 and 9-12 are now pending in this application, of which claims 3, 7, 9 and 10 are withdrawn from consideration.

Drawings

The Office Action indicated that Figures 17-20 should be labeled by a legend such as -- Prior Art--. Accordingly Figures 17-20 have been amended to include the legend "PRIOR ART".

Title

The title was indicated as being non descriptive. The title has been amended to be indicative of the invention to which the claims are directed.

Claim objections

Claim 1 has been amended to correct informalities as suggested in the Office Action, thus overcoming the objection to claim 1, and claim 2 depending therefrom.

Allowable subject matter

Applicants appreciate the indication that claims 2 and 12 contain allowable subject matter. Independent claim 1 has been amended to include the allowable subject matter of dependent claim 2, which depended therefrom. Thus, claim 1 is in *prima facie* condition for

allowance. Claims 11 and 12 depend from claim 1, and are thus likewise in *prima facie* condition for allowance.

Rejection under 35 U.S.C. § 103

Claims 1 and 11 were rejected under 35 U.S.C. § 102(b) as being clearly anticipated by U.S. Patent 5,255,938 to Brede et al. ("Brede"). This rejection is moot in light of the amendment to claim 1 (claim 11 depends from claim 1) to include the allowable subject matter of claim 2.

Withdrawn claims 3, 7, 9 and 10

Withdrawn independent claim 3 has been amended to include the subject matter of claims 4 and 5, which have been canceled. Claim 5 included subject matter corresponding to original claim 2, which includes subject matter indicated as allowable. Thus, independent claim 3, amended to include the subject matter of claim 5, is believed to include allowable subject matter. Claims 7 and 9 depend from claim 3 and are likewise believed to be allowable. Independent claim 10, directed to a method of producing an electric motor, includes "stopper" limitations similar to those of claim 2, and is likewise believed to be allowable. Applicants respectfully request that claims 3, 7, 9 and 10 be rejoined with claims 1, 11 and 12, and that all of claims 1, 3, 7 and 9-12 be allowed.

Applicants believe that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicants hereby petition for such extension under 37 C.F.R. §1.136 and authorize payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

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ANNOTATED SHEET

Inventor: SANO et al.

Atty Dkt. No.: 074418-0123

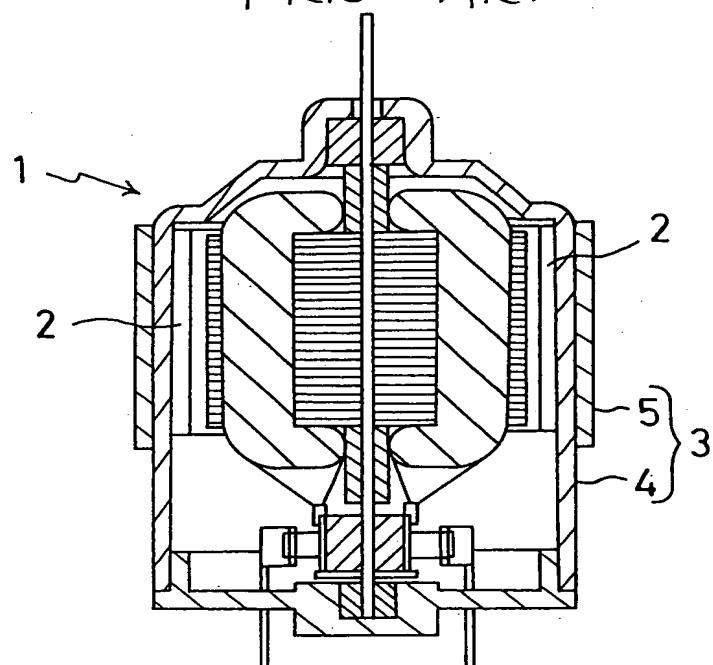
Application No. 10/651,101

CASE AND ELECTRIC MOTOR HAVING AN ENGAGING OPENING AND DEFORMABLE BAND, AND
METHOD FOR PRODUCING THE ELECTRIC MOTOR (As Amended)

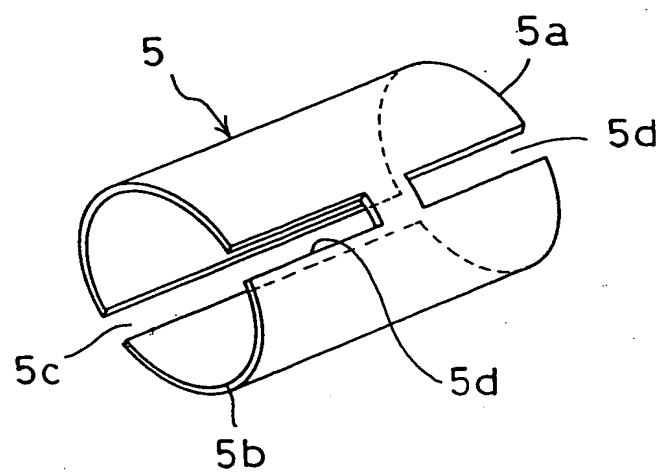
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F I G. 1 7
PRIOR ART



F I G. 1 8
PRIOR ART



ANNOTATED SHEET

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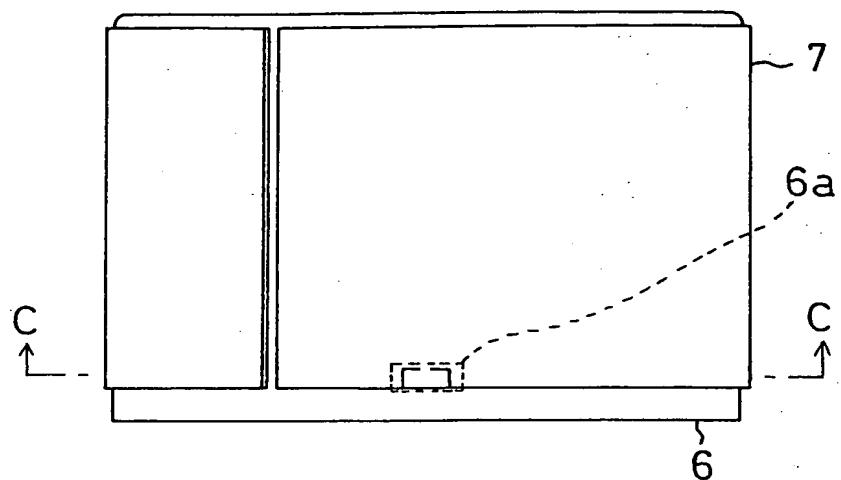
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F I G. 19
PRIOR ART



F I G. 20
PRIOR ART

